



01 OCT 2007

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| In re Application of | : | |
| ADAMS (deceased) et al. | : | DECISION ON |
| Application No.: 10/591,369 | : | |
| PCT No.: PCT/GB2005/000742 | : | PAPERS |
| Int. Filing Date: 28 February 2005 | : | |
| Priority Date: 01 March 2004 | : | UNDER 37 CFR 1.42 |
| Attorney's Docket No.: 1662-3 PCT/US | : | |
| For: POWDERED COMPOSITIONS OF SENSITIVE | : | |
| ACTIVE MATERIALS IN AN AT LEAST PARTIALLY | : | |
| AMORPHOUS STATE | : | |

This is a decision on applicants' submission filed in the United States Patent and Trademark Office (USPTO) on 15 August 2007, which was accompanied by a declaration of the inventors. The indication in this declaration that joint inventor Gerald Adams is deceased has been treated as a request for status under 37 CFR 1.42.

BACKGROUND

On 28 February 2005, applicants filed international application PCT/GB2005/000742, which designated the United States and claimed a priority date of 01 March 2004. A copy of the international application was communicated to the United States Patent and Trademark Office (USPTO) from the International Bureau on 15 September 2005. The thirty-month period for paying the basic national fee in the United States expired at midnight on 01 September 2006.

On 01 September 2006, applicants filed a transmittal letter for entry into the national stage in the United States accompanied by, *inter alia*, the basic national fee.

On 11 May 2007, the United States Designated/Elected Office (DO/EO/US) mailed a NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 (Form PCT/DO/EO/905) indicating, *inter alia*, that an oath or declaration in compliance with 37 CFR 1.497(a)-(b) and the surcharge under 37 CFR 1.492(h) for filing any of the search fee, the examination fee, or the oath or declaration after the date of the commencement of the national stage were required.

On 15 August 2007, applicants filed the instant submission which was accompanied by,

inter alia, a declaration of the inventor, the surcharge under 37 CFR 1.492(h), and a petition/fee for a one-month extension of time. The indication in the declaration that inventor Gerald Adams is deceased has been treated as a request for status under 37 CFR 1.42.

DISCUSSION

The submission filed 15 August 2007 has been reviewed and has been found in compliance with 37 CFR 1.42. The declaration filed 15 August 2007 is in compliance with 37 CFR 1.497(a)-(b).

CONCLUSION

For the above reasons, the request for status under 37 CFR 1.42 is **ACCEPTED**.

This application is being forwarded to the National Stage Processing Branch of the Office of PCT Operations to continue national stage processing of the application in accordance with this decision.



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